

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 22, 2010**

The court convened at 9:30 a.m. in the courtroom located at 601 West Santa Boulevard, Santa Ana, California, 92701. Panel members present Rylaarsdam, Acting P. J., O’Leary, J., Aronson, J. and Ikola, J. Shahira Naqshbandy deputy clerk attending.

G041974     THE PEOPLE  
              v.

JERRON HENDERSON

Merits. Cause called. Randy Baker argued for appellant. Gary Brozio argued for respondent. Cause submitted.

G041636     THE PEOPLE  
              v.

J. M.

Merits. Cause called. Correen Ferrentino argued for appellant. Melodie Dan certified law student and Scott Taylor as a Deputy Attorney General Supervisor argued for respondent. Cause submitted.

G041471     SHANGHAI FREEMAN LIFESCIENCE COMPANY  
              v.

ABC-AMEGA, INC.

Merits. Cause called. Frederick B. Hayes argued for appellant. D. Edward Hays argued for respondent. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 22, 2010 (cont'd)**

G041195     THE PEOPLE  
              v.

ROBERTO DUARTE

Merits. Cause called. Lynelle K. Hee argued for appellant. Heather Crawford argued for respondent. Cause submitted.

G042095     MAGNET MEDIA, INC. ET AL.  
              v.  
              CONSUMERINFO. COM., INC. ET AL.

Merits. Cause called. Robert F. Scoular argued for appellants. Michael D. Lisi argued for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 22, 2010**

The court reconvened at 1:30 p.m. in the courtroom located at 601 West Santa Boulevard, Santa Ana, California, 92701. Panel members present Sills, P. J., Bedsworth, J., Moore, J. and Fybel, J. Toni Cajigal deputy clerk attending.

G041361     THE PEOPLE  
              v.  
              MICHAEL RICHARDSON

Merits. Cause called. Mark S. Devore argued for appellant. Marissa Bejarano, Deputy Attorney General argued for respondent. Cause submitted.

G041970     THE PEOPLE  
              v.  
              ASHLEE WARWICK

Merits. Cause called. Christopher Blake argued for appellant. Robin Derman, Deputy Attorney General argued for respondent. Cause submitted.

G040926     THE PEOPLE  
              v.  
              L.C.

Merits. Cause called. Mark S. Devore argued for appellant. Deborah Cochran certified law student argued for respondent, Marissa Bejarano designated as the supervising Deputy Attorney General. Cause submitted.

G041077     THE PEOPLE  
              v.  
              HUMBERTO GARCIA

Merits. Cause called. Robert C. Kasenow argued for appellant. Teresa Torreblanca, Deputy Attorney General argued for respondent. Cause submitted.

G041660     THE PEOPLE  
              v.  
              ASHLEY MEEKS

Merits. Cause called. Robert D. Salisbury argued for appellant. Marissa Bejarano, Deputy Attorney General argued for respondent. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 22, 2010 (cont'd)**

G038819     THE PEOPLE  
              v.  
              DANIEL ESPINOZA et al.

Merits. Cause called. Richard J. Moller argued for appellant Daniel Espinoza. Robert C. Kasenow argued for appellant Alfonso J. Sanchez. Kristine Gutierrez Deputy Attorney General argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 22, 2010 (cont'd)**

G039916     CHRISTOS CATSOURAS et al.  
              &                                 v.  
G040330     STATE OF CALIFORNIA HIGHWAY  
                 PATROL et al.

Order filed. The petition for rehearing filed by Aaron Reich is denied.

MOORE, J.

We concur: RYLAARSDAM, ACTING P. J.  
                 ARONSON, J.

G042012     LYNN ADAMS                                 Not for publication  
                 v.  
                 SUPERIOR COURT OF CALIFORNIA,  
                 QUIKSILVER, INC. et al.

Opinion filed. The petition is granted.

SILLS, P. J.

We concur: RYLAARSDAM, J.  
                 IKOLA, J.

G042577     ORANGE COUNTY SOCIAL                         Not for publication  
                 SERVICES AGENCY  
                 v.  
                 A.W.

Opinion filed. The orders are affirmed.

MOORE, ACTING P. J.

We concur: ARONSON, J.  
                 FYBEL, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 23, 2010**

The court reconvened at 9:30 a.m. in the courtroom located at 601 West Santa Boulevard, Santa Ana, California, 92701. Panel members present Sills, P. J., Rylaarsdam, J., Bedsworth, J., and Moore, J. Bonnie LeSage and Toni Cajigal deputy clerks attending.

G041841      WESTERN ETHANOL COMPANY  
                 v.  
                 MIDWEST RENEWABLE ENERGY

Merits. Cause called. John Armstrong argued for appellant. Leo Presiado argued for respondent. Cause submitted.

G042046      LORI GULSVIG  
                 v.  
                 PHILIPSON & SIMON, APC

Merits. Cause called. Patrick J. Grannan argued for appellant. Brian C. Ostler argued for respondent. Cause submitted.

G041907      SCOTT WRIGHT  
                 v.  
                 DIRECT CAPITAL SECURITIES, INC.

Merits. Cause called. Lisa Hiraide argued for appellant. John R. Marshall argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 23, 2010 (cont'd)**

The court convened at 1:30 p.m. in the courtroom located at 601 West Santa Boulevard, Santa Ana, California, 92701. Panel members present Sills, P. J., Rylaarsdam, J., Moore, J., Aronson, J. and Ikola, J. Toni Cajigal deputy clerk attending.

G041442     THE PEOPLE  
              v.  
              BRIAN D. ANDRADE

Merits. Cause called. Dabney B. Finch argued for appellant. James Dutton, Deputy Attorney General argued for respondent. Cause submitted.

G040600     THE PEOPLE  
              v.  
              HUY NGOC NGUYEN

Merits. Cause called. William J. Kopeny argued for appellant. Lynne McGinnis, Deputy Attorney General argued for respondent. Cause submitted.

G042075     In re TONY PROTOPAPPAS

Merits. Cause called. Richard Pfeiffer argued for petitioner. Amy M. Roebuck, Deputy Attorney General argued for respondent. Cause submitted.

G042408     HANK WILLIAMS  
              v.  
              CHILDREN'S HOME SOCIETY OF CALIFORNIA

Merits. Cause called. Fred R. Puglisi argued for appellant. Leticia Kimble argued for respondent. Cause submitted.

G042100     DIANE LARSON  
              v.  
              JOHN WILLIAMS, as Public Administrator

Merits. Cause called. Blake A. Rummel argued for appellant. Adrienne S. Heckman argued for respondent. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 23, 2010 (cont'd)**

G039091     THE PEOPLE  
              v.  
              CHADRIC M. LONG et al.

Merits. Cause called. Susan S. Bauguess argued for appellant Long. No appearance by Terrence Scott for appellant Ramirez. Cause submitted.

G040798     ALLAN PARKS  
              v.  
              MBNA AMERICA BANK N.A.

Merits. Cause called. Michael R. Vachon argued for appellant. Sheldon H. Jaffe, Deputy Attorney General argued as amici curiae in support of appellant. Laurence J. Hutt argued for respondent. Cause submitted.

Court declared a recess.



G041033      EMERCON CONSTRUCTION, INC., et al.  
v.  
CARLEEN BUTTERFIELD

BEDSWORTH, ACTING P. J.

G042006      GARY REZNIKOV  
v.  
IRENE INTELLIGATOR

BEDSWORTH, ACTING P. J.

G042402 THE PEOPLE Not for publication  
v.  
SANTOS MARTINEZ

BEDSWORTH, J.

We concur: SILLS, P. J.  
RYLAARSDAM, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 23, 2010 (cont'd)**

G043003     A.H.  
              v.  
              SUPERIOR COURT; ORANGE COUNTY  
              SOCIAL SERVICES AGENCY et al.

Order filed. The above entitled matter is deemed submitted.

SILLS, P. J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 24, 2010**

The court convened at 9:30 a.m. in the courtroom located at 601 West Santa Boulevard, Santa Ana, California, 92701. Panel members present Bedsworth, Acting P. J., Fybel, J., and Ikola, J. Toni Cajigal deputy clerk attending.

G040023     THE PEOPLE  
                 v.  
                 DENNIS THOMAS

Merits. Cause called. Marcia R. Clark argued for appellant. Sharon L. Rhodes, Deputy Attorney General argued for respondent. Cause submitted.

G041944     CHRISTOPHER MARTENE  
                 v.  
                 JENNIFER MARTENE

Merits. Cause called. Appellant Christopher Martene argued in propria persona. No appearance by respondent. Cause submitted.

G041985     CHARLES DUNN COMPANY, INC.  
                 v.  
                 SEE MYUN KYMM

Merits. Cause called. Jeffrey B. Singer argued for appellant. Ellen S. Kornblum argued for respondent. Cause submitted.

G041494     PABLO CASTILLO  
                 v.  
                 KHANG K. NGUYEN

Merits. Cause called. Tami Kay Lee argued for appellant. Timothy Donahue argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 24, 2010 (cont'd)**

The court convened at 1:30 p.m. in the courtroom located at 601 West Santa Boulevard, Santa Ana, California, 92701. Panel members present Sills, P. J., Rylaarsdam, J. and Fybel, J. Bonnie LeSage and Toni Cajigal deputy clerk attending.

G042061     THE PEOPLE  
              v.  
              MICHAEL MILLER

Merits. Cause called. Kathleen Frey argued for appellant. Rich Pfeiffer argued for respondent. Cause submitted.

G041114     THE PEOPLE  
              v.  
              HENRY WANDARIO

Merits. Cause called. Stephen Sauer argued for appellant. Martin Kassman argued for respondent. Cause submitted.

G041661     RICHARD C. SORIA et al.  
              v.  
              RICHARD R. SORIA et al.

Merits. Cause called. Stanley L. Moerbeek argued for appellant. Roger E. Naghash argued for respondent. Cause submitted.

G041781     FULLERTON REDEVELOPMENT et al.  
              v.  
              UNION PACIFIC RAILROAD CO.

Merits. Cause called. Joseph Mascovich argued for appellant. Richard Montevideo argued for respondent. Cause submitted.

G039675     THE PEOPLE  
              v.  
              BRANDON FRIEND et al.

Merits. Cause called. William Kopeny argued for appellant Brandon Friend. Aptl Correen Ferrentino argued for appellant Michael E. Lumary. Stephanie Chow argued for respondent. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 24, 2010 (cont'd)**

G041098     STEVEN GIKNOYO  
              v.  
              ALTICOR, INC.

Merits. Cause called. Kenneth Pedroza argued for appellant. James Link argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 24, 2010 (cont'd)**

G039984      WILHELMINA DANIELS      Certified for publication  
                 v.  
                 JACK H. ROBBINS et al.

Opinion filed. The orders are affirmed.

IKOLA, J.

We concur:   SILLS, P. J.  
                     FYBEL, J.

G040190      THE PEOPLE  
                 v.  
                 HUY QUOC NGUYEN

Order filed. Pursuant to C.R.C. rule 8.256(e)(1), submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law.

RYLAARSDAM, ACTING P. J.

We concur:   MOORE, J.  
                     ARONSON, J.

G040625      THE PEOPLE  
                 v.  
                 J.I.A.

Order filed. Pursuant to C.R.C. rule 8.256(e)(1), submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law.

BEDSWORTH, ACTING P. J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 24, 2010 (cont'd)**

G040628      PATRICK S. DONAHUE      Certified for publication  
    &      v.  
G041503      MICHELLE DONAHUE

Opinion filed. The orders are reversed and remanded with directions.

ARONSON, J.

We concur: RYLAARSDAM, ACTING P. J.  
              IKOLA, J.

G040762      MARIA PELLEGRINO et al.  
    v.  
              ROBERT HALF INTERNATIONAL, INC.

Order filed. The opinion filed on January 28, 2010, is ordered published in the Official Reports.

FYBEL, J.

We concur: RYLAARSDAM, ACTING P. J.  
              ARONSON, J.

G041201      THE PEOPLE      Certified for publication  
    v.  
              SAMUEL BENITEZ

Opinion filed. The judgment is affirmed in part and reversed in part.

RYLAARSDAM, J.

We concur: SILLS, P. J.  
              O'LEARY, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 24, 2010 (cont'd)**

G041588      THE PEOPLE      Not for publication  
                 v.  
                 RICARDO Z. FLORES and  
                 ROBERTO MACIAS

Opinion filed. The judgment is affirmed.

ARONSON, J.

We concur:    MOORE, ACTING P. J.  
                 IKOLA, J.

G041841      WESTERN ETHANOL COMPANY      Not for publication  
                 v.  
                 MIDWEST RENEWABLE ENERGY

Opinion filed. The order is affirmed.

BEDSWORTH, J.

We concur:    RYLAARSDAM, ACTING P. J.  
                 MOORE, J.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 25, 2010**

The court convened at 9:30 a.m. in the courtroom located at 601 West Santa Boulevard, Santa Ana, California, 92701. Panel members present Sills, P. J., Rylaarsdam, J. and Moore, J. Toni Cajigal deputy clerk attending.

G041890     ANDREW CHAMBERS  
                 v.  
                 LYNN DIMINO

Merits. Cause called. Lawrence J. Rudd argued for appellant. John E. West argued for respondent. Cause submitted.

G042458     CHRISTINE ALLEN  
                 v.  
                 SUPERIOR COURT; ST. JOSEPH OF ORANGE

Merits. Cause called. Barry B. Novack argued for petitioner. H. Thomas Watson argued for real party in interest. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 25, 2010 (cont'd)**

The court convened at 1:30 p.m. in the courtroom located at 601 West Santa Boulevard, Santa Ana, California, 92701. Panel members present Sills, P. J., Aronson, J. and Fybel, J. Toni Cajigal deputy clerk attending.

G039905     D.A.N. JOINT VENTURE III L.P.  
                 v.  
                 MIGUEL CHAMPALANNE

Merits. Cause called. Lawrence Hanna argued for appellant. Templeton Briggs argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 25, 2010 (cont'd)**

G039985 MARIA PELLEGRINO et al.  
v.  
ROBERT HALF INTERNATIONAL, INC.

Order filed. Order modifying opinion and denying petition for rehearing; no change in judgment.

FYBEL, J.

We concur: RYLAARSDAM, ACTING P. J.  
ARONSON, J.

G040151 THE PEOPLE Not for publication  
v.  
SAMUEL M. NELSON

Opinion filed. The judgment is affirmed in part and reversed in part.

O'LEARY, ACTING P. J.

I concur: IKOLA, J.  
I concur and Dissent: ARONSON, J.

G040815 MID-CENTURY INSURANCE CO. Not for publication  
v.  
VINCI INVESTMENT COMPANY, INC.

Opinion filed. The judgment is reversed.

IKOLA, J.

We concur: BEDSWORTH, ACTING P. J.  
ARONSON, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 25, 2010 (cont'd)**

G041248      TERESA A. MACMANUS      Certified for publication  
                 v.  
                 THOMAS A. MACMANUS

Opinion filed. The judgment is affirmed.

SILLS, P. J.

We concur:    FYBEL, J.  
                     IKOLA, J.

G041340      THE PEOPLE      Not for publication  
                 v.  
                 WILLIAM O. DAWES

Opinion filed. The judgment is affirmed.

MOORE, ACTING P. J.

We concur:    ARONSON, J.  
                     IKOLA, J.

G041666      HUNG TAN PHAN      Certified for publication  
                 v.  
                 LANG VAN PHAM

Opinion filed. The judgment is affirmed.

SILLS, P. J.

We concur:    RYLAARSDAM, J.  
                     IKOLA, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 25, 2010 (cont'd)**

G041988      GENERATION III INVESTMENTS,      Not for publication  
                 LLC  
                 v.  
                 R&R CORPORATION

Opinion filed. The postjudgment order is affirmed.

RYLAARSDAM, J.

We concur:   SILLS, P. J.  
                 IKOLA, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 26, 2010 (cont'd)**

G041197      THE PEOPLE      Not for publication  
                 v.  
                 CHARLES R. WELLS

Opinion filed. The judgment is affirmed.

O'LEARY, J.

We concur:   RYLAARSDAM, ACTING P. J.  
                 IKOLA, J.

G041235      BRENTON R. BABCOCK et al.  
                 v.  
                 CITY OF LAGUNA BEACH

Order filed. The court grants the petition for rehearing in this case. The opinion issued on January 27, 2010, is hereby vacated.

RYLAARSDAM, ACTING P. J.

We concur:   ARONSON, J.  
                 FYBEL, J.

G041359      THE PEOPLE      Not for publication  
                 v.  
                 ROGER C. TAYLOR

Opinion filed. The judgment is affirmed.

ARONSON, J.

We concur:   RYLAARSDAM, ACTING P. J.  
                 MOORE, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
February 26, 2010 (cont')**

G041442      THE PEOPLE      Not for publication  
v.  
BRIAN D. ANDRADE

Opinion filed. The judgment is reversed and remanded.

ARONSON, J.

We concur: RYLAARSDAM, ACTING P. J.  
IKOLA, J.

G041454      FRONTIER MEDICAL, INC. et al.      Not for publication  
v.  
SUSAN SVATIK

Opinion filed. The postjudgment order is remanded with directions to modify, and affirmed as modified.

FYBEL, J.

We concur: RYLAARSDAM, ACTING P. J.  
ARONSON, J.

G041968      THE PEOPLE      Not for publication  
v.  
MOHSEN YOUSSEFINEJAD

Opinion filed. The judgment is affirmed.

ARONSON, J.

We concur: RYLAARSDAM, ACTING P. J.  
IKOLA, J.

G042058 THE PEOPLE  
v.  
DUSTIN T. JEFFRIES

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G042283 THE PEOPLE Not for publication  
v.  
JESSE Z.

Opinion filed. The judgment is affirmed.

IKOLA, J.

We concur: RYLAARSDAM, ACTING P. J.  
ARONSON, J.

G042608      ORANGE COUNTY SOCIAL      Not for publication  
SERVICES AGENCY  
v.  
RODNEY N.

Opinion filed. The order and judgment are affirmed.

IKOLA, J.

We concur: RYLAARSDAM, ACTING P. J.  
ARONSON, J.